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PATENT
Attorney Docket No.: JHU1400-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE **RECEIVED**

Applicant: Harry C. Dietz
Application No.: 09/163,289
Filed: September 29, 1998
Title: DELIVERY CONSTRUCT FOR ANTISENSE NUCLEIC ACIDS
AND METHODS OF USE

Art Unit: 1635
Examiner: M. Schmidt

JAN 09 2002

TECH CENTER 1600/2900

BOX AF
Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO FINAL OFFICE ACTION

Sir:

Responsive to the Office Action mailed July 17, 2001, the action having been made final,
please consider the following amendments and remarks.

In the Claims

Please cancel claim 14 without prejudice.

Please enter rewritten claim 13 as follows.

- OK to enter 1/12/02
13. (Twice Amended) A method for suppression of gene expression in a cell comprising administering to the cell *in vitro* a suppressive-effective amount of the nucleic acid construct of claim 1, whereby expression of the gene is suppressed in the cell.

CERTIFICATION UNDER 37 CFR §1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date, **October 17, 2001**, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.

Cecilia Tobin

Name of Person Mailing Paper

Cecilia Tobin

October 17, 2001

Signature

Date